

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

FILED
03 SEP -5 PM 3:36
U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

United States of America)

Plaintiff,)

v.)

Sami Amin Al-Arian, et al.)

Defendants)


Case No.8.03-CR-77-T-30TBM

MOTION TO DISMISS COUNTS 1, 2, 3 AND 4 OF THE INDICTMENT

Comes now the accused Sami Amin Al-Arian in his pro per status and moves this court to dismiss Counts 1, 2, 3 and 4 of the indictment for violation of his rights to free speech, free association, and due process as set forth in the First and Fifth Amendments of the United States Constitution. In addition, the indictment relies on laws that were enacted *ex post facto*, thus violating the defendant's rights under Article 1, Section 9, Clause 3 of the United States Constitution. The basis for this Motion is more fully laid out in the accompanying Memorandum.

Respectfully submitted,

Dated: Sept. 5, 2003



Sami Amin Al-Arian

245